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7 Attorney for Peter Anthony Harridge

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10
11 UNITED STATES OF AMERICA,

Case No. 2:16-mj-543-GWF

12 Plaintiff,

13 v.

14 PETER ANTHONY HARRIDGE,

**UNOPPOSED MOTION TO
MODIFY CONDITIONS OF
PRETRIAL RELEASE**

15 Defendant.

16
17 COMES NOW the defendant, Peter Anthony Harridge, by and through his counsel of
record, Monique Kirtley, Assistant Federal Public Defender, and hereby moves this court for
18 an order to modify his conditions of pretrial release. This motion is supported by the following
19 Memorandum of Points and Authorities.
20

21 DATED this 22nd day of September, 2016.

22 RENE L. VALLADARES
23 Federal Public Defender

24 By: /s/Monique Kirtley

25 MONIQUE KIRTLEY
26 Assistant Federal Public Defender
Attorney for Peter Anthony Harridge

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 1. On September 9, 2016, Mr. Harridge was released on bond under Pretrial
3 Services supervision with conditions. PR Bond (CR#4). Among those conditions,
4 Mr. Harridge was ordered to surrender any passport(s) to U.S. Pretrial Services. *Id.*
5 Mr. Harridge surrendered his British passport.

6 2. An additional condition of Mr. Harridge's release and supervision requires that
7 he clear his traffic infraction bench warrants in Las Vegas Justice Court. On September 12,
8 2016, Mr. Harridge's counsel appeared before Las Vegas Justice Court Traffic Referee
9 David Doto, which cleared the bench warrants. Judge Doto has required Mr. Harridge to obtain
10 his driver's license within 30 days and pay a fine within 90 days to resolve these matters (Justice
11 Court case numbers LVM0031231, 105297966, and 105259443).

12 3. Mr. Harridge contacted the Nevada Department of Motor Vehicles (DMV) and
13 was advised that he must show "proof of identity" to obtain a valid Nevada driver's license.
14 Counsel has confirmed through the Nevada DMV website that there are four ways for
15 Mr. Harridge to prove his identity: (1) a state issued birth certificate, (2) a passport, (3) a
16 Consular Report of Birth Abroad, or (4) an out-of-state driver's license, permit, or identification
17 that contains real ID markings approved by the Department of Homeland Security.¹
18 Mr. Harridge's only form of identification was his British passport, which he surrendered to
19 Pretrial services on September 12, 2016. Furthermore, counsel researched the requirements to
20 obtain Mr. Harridge's birth certificate from Glendale, California and learned from their website
21 that a birth certificate request takes 20 working days to receive, which will violate the 30 day
22 window mandated by the court.²

24

25 ¹ <http://dmvnv.com/dlresidency.htm>

26 ² <http://www.lavote.net/home/records/birth-records/birth-records-request/mail-request>

4. Mr. Harridge, by and through his counsel, requests that the court allow Mr. Harridge one day (24 hours) to receive his British passport from Pretrial Services and take it to the Nevada DMV so that he may obtain a Nevada driver's license and comply with the Clark County Justice Court's requirement that he obtain a license within 30 days. Mr. Harridge will return his British passport to pretrial services within twenty-four hours of receiving it from pretrial services

5. Neither Pretrial Services Officer Barlow nor the government have any opposition to this modification request.

DATED this 22nd day of September, 2016.

Respectfully Submitted,

RENE L. VALLADARES
Federal Public Defender

By: /s/ Monique Kirtley
MONIQUE KIRTLEY
Assistant Federal Public Defender

1 **CERTIFICATE OF ELECTRONIC SERVICE**

2 The undersigned hereby certifies that he is an employee of the Federal Public Defender
3 for the District of Nevada and is a person of such age and discretion as to be competent to serve
4 papers.

5 That on September 22, 2016, he served an electronic copy of the above and foregoing
6 **UNOPPOSED MOTION TO MODIFY CONDITIONS OF PRETRIAL RELEASE** by
7 electronic service (ECF) to the person named below:

8
9 DANIEL G. BOGDEN
10 United States Attorney
11 NADIA J. AHMED
12 Assistant United States Attorney
13 333 Las Vegas Blvd. So. 5th Floor
14 Las Vegas, NV 89101

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16 _____
17 /s/ *Brandon Thomas*
18 Employee of the Federal Public Defender
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